

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
LESLIE BRAST,  
3 Deputy Attorney General  
State Bar No. 203296  
4 455 Golden Gate Avenue, Suite 11000  
San Francisco, CA 94102-7004  
5 Telephone: (415) 703-1404  
Fax: (415) 703-5480  
6 *Attorneys for Complainant*

7 LYDIA ZANE, Senior Legal Analyst  
Telephone: (415) 703-5573  
8 Fax: (415) 703-5480

9  
10 **BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

11  
12 In the Matter of the Accusation Against:

Case No. *2013-704*

13 **REBECCA MARIE WATSON**  
14 **aka REBECCA WATSON**  
2487 Redoubt Ave.  
15 Pensacola, FL 32507

**A C C U S A T I O N**

16 **Registered Nurse License No. 638392**

17 Respondent.

18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
22 Consumer Affairs.

23 2. On or about June 10, 2004, the Board of Registered Nursing issued Registered Nurse  
24 License Number 638292 to Rebecca Marie Watson, a.k.a. Rebecca Watson (Respondent). The  
25 Registered Nurse License expired on September 30, 2007.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board of Registered Nursing (Board),  
28 Department of Consumer Affairs, under the authority of the following laws. All section

1 references are to the Business and Professions Code unless otherwise indicated.

2 4. Section 2750 of the Business and Professions Code (Code) provides, in pertinent part,  
3 that the Board may discipline any licensee, including a licensee holding a temporary or an  
4 inactive license, for any reason provided in Article 3 (commencing with section 2750) of the  
5 Nursing Practice Act.

6 5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license  
7 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the  
8 licensee or to render a decision imposing discipline on the license. Section 118 of the Code  
9 provides, in pertinent part, that an expired license may be disciplined if it is subject to  
10 reinstatement. Under section 2811(b) of the Code, the Board may renew an expired license at any  
11 time.

#### 12 STATUTORY AND REGULATORY PROVISIONS

13 6. Section 2761 of the Code states, in pertinent part:

14 The board may take disciplinary action against a certified or licensed nurse or deny an  
15 application for a certificate or license for any of the following:

16 (a) Unprofessional conduct, which includes, but is not limited to, the following:

17 ...

18 (4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action  
19 against a health care professional license or certificate by another state or territory of the United  
20 States, by any other government agency, or by another California health care professional  
21 licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that  
22 action.

23 ...

24 7. California Code of Regulations, title 16, section 1419.3(b), states that "a licensee may  
25 renew a license that has been expired for more than eight years by paying the renewal and penalty  
26 fees specified in Section 1417 and providing evidence that he or she holds a current valid active  
27 and clear registered nurse license in another state, a United States territory, or Canada, or by  
28 passing the Board's current examination for licensure."

1 COST RECOVERY

2 8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
3 administrative law judge to direct a licentiate found to have committed a violation or violations of  
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
5 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being  
6 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
7 included in a stipulated settlement.

8 CAUSE FOR DISCIPLINE

9 (Unprofessional Conduct - Out of State Discipline)  
10 (Bus. & Prof. Section 2761, subd. (a)(4))

11 9. Respondent is subject to disciplinary action under section 2761(a)(4) of the Code in  
12 that she committed unprofessional conduct, in that the State of Florida imposed discipline against  
13 Respondent's nursing license for reasons substantially related to the practice of nursing. The  
14 circumstances are as follows:

15 10. On or about February 26, 2010, in a case entitled *Department of Health v. Rebecca*  
16 *Marie Watson*, case number 2009-12061, the Florida Board of Nursing (Florida Board) imposed  
17 discipline against Respondent's Florida nursing license. Respondent's license was reprimanded  
18 and revoked. The revocation was stayed pending Respondent's compliance with all conditions  
19 imposed in her contract with the Florida Board's impaired practitioner program known as  
20 Intervention Project for Nurses (IPN). The discipline was based on Respondent's unprofessional  
21 conduct, as follows:

- 22 a. On or about July 16, 2008, Respondent was convicted of driving under the influence of  
23 alcohol, but failed to report the conviction to the Florida Board as required by law.  
24 b. Respondent was terminated from IPN for failure to comply with the program's rules  
25 and for testing positive for alcohol.

26 11. On or about July 8, 2010, in a case entitled *Department of Health v. Rebecca Marie*  
27 *Watson*, case number 2009-12414, the Florida Board of Nursing imposed discipline against  
28

1 Respondent's Florida nursing license. Respondent's license was reprimanded and suspended.

2 The discipline was based on Respondent's unprofessional conduct, as follows:

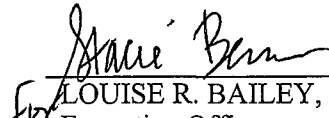
- 3 a. On or about August 20, 2009, Respondent was convicted of driving under the influence  
4 of alcohol, but failed to report the conviction to the Board as required by law.

5 PRAYER

6 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
7 and that following the hearing, the Board of Registered Nursing issue a decision:

- 8 1. Revoking or suspending Registered Nurse License Number 638292, issued to  
9 Rebecca Marie Watson, aka Rebecca Watson (Respondent);
- 10 2. Ordering Respondent to pay the Board of Registered Nursing the reasonable costs of  
11 the investigation and enforcement of this case, pursuant to Business and Professions Code section  
12 125.3;
- 13 3. Taking such other and further action as deemed necessary and proper.

14 DATED: MARCH 2, 2013

15   
16 LOUISE R. BAILEY, M.ED., RN  
17 Executive Officer  
18 Board of Registered Nursing  
19 Department of Consumer Affairs  
20 State of California  
21 Complainant